Anti-War Party Fights Restrictions

9/11/66

Special to The Washington Post

WILMINGTON, Del., Sept. 10—Opening a legal challenge against Delaware's new minority-party law, Constitution Party spokesman Joseph D. Craven said today he will ask the State Superior Court to declare the law unconstitutional.

"We wil fight to the highest courts," said Craven, a former Democratic State Attorney General who now is a candidate for the U.S. Senate on the new anti-Vietnam party's ticket.

The law, which took effect in July, requires any new party seeking a place on the ballot to get the signatures of 50 registered "independents" in each of the State's 18 State Senate districts.

Ground was laid for the court challenge Friday when Kent County Clerk of the Peace Emory N. Lynch, the County registration official, denied the Constitution Party a place on the County ballot.

Lynch said of 295 names on the petition, 109 were not registered and more than 100 others were registered as either Democrats or Republicans.

Craven contends the law "partially disenfranchises" Democrats and Republicans by denying them the right to support third-party movements. He also says the law would prohibit a reform movement in one area of the State from gaining state-wide legal status.

Both the Constitution Party and the Socialist-Labor Party are seeking spots on the Delaware ballot in the November election with platforms advocating U.S. withdrawal from South Vietnam.